IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL WRIT PETITION NO.551 OF 2006

Shabbir Mohammed Sayyed : Petitioner

V/s.

The State of Maharashtra & Ors. : Respondents

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Mr.Vikas Shivarkar for the petitioner.

Mrs.S.D. Shinde, Addl. Public Prosecutor for the State.

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CORAM : D.G.DESHPANDE & S.A.BOBDE,JJ.

DATE : AUGUST 3, 2006.

P.C.

1. This is an application for parole. The petitioner-prisoner is suffering from heart problems and he had a heart-attack. He wants to take treatment in a Military Hospital. We had directed the Advocate for the petitioner to verify as to whether private persons are treated in the Military Hospital. Now the Advocate for the petitioner makes a statement that private persons are treated in the Military Hospital. The learned Addl. Public Prosecutor tries to contend that if required, the petitioner can be given treatment in Sassoon Hospital. But looking to the ailment, the petitioner can be given freedom of choosing the hospital of his choice.

2. Accordingly, the petitioner be released on parole on usual terms and conditions. The petition is disposed of.

3. Office to communicate this order to the concerned jail authorities.

D.G. DESHPANDE, J.

S.A. BOBDE, J.